

REMARKS

The following are applicant's response to issues raised in the Office Action.

Specification Objections:

The specification was objected to because a less than complete description of the plant was presented. Accordingly, the specification has been amended along the lines of the examiner's suggestions to more clearly and completely describe the plant. Its is respectfully requested that the specification objections be withdrawn.

Rejection under 35 U.S.C. 112:

The claim was rejected under 35 USC 112 as not being supported by a clear botanical description. Accordingly, the botanical description has been amended to more clearly describe the plant. Its is respectfully requested that the 112 rejection be withdrawn.

Potential issue under 35 U.S.C. 102:

The present impatiens plant is not the same cultivar that was described in the European PBR application number 19991257 or Netherlands PBR application number IMP043. The present impatiens plant is a different cultivar. Accordingly, the name of the present cultivar has been changed to Fitam Light Pink.

Request for information under 37 CFR 1.105:

Since, the name of the present cultivar has been changed to Fitam Light Pink, it is believed that copies of the PBR applications are not necessary. Fitam Light Pink was first sold on November 30, 2002.

The claimed plant is now believed to be in condition for allowance.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Mark P. Bourgeois', with a stylized flourish at the end.

Mark P. Bourgeois
Reg. No. 37,782